

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

March 11, 2010

DIVISION ONE

B210632 Kompany, LLC
v.
Israyelyan, et al.

Filed order modifying opinion. Petition for rehearing is denied. Appellants' application to transmit additional trial exhibits is denied. (No change in the judgment)

DIVISION TWO

B216035 Feiger (Not for Publication)
v.
Prada

The judgment is affirmed. Appellant shall pay the costs of appeal.

Chavez, J.

We concur: Doi Todd, Acting P.J.
 Ashmann-Gerst, J.

B212574 People (Not for Publication)
v.
Amiel

The judgment is reversed.

Chavez, J.

We concur: Doi Todd, Acting P.J.
 Ashmann-Gerst, J.

March 11, 2010 (Continued)

DIVISION TWO (continued)

B208937 People (Not for Publication)
v.
Yogupicio, et al.

As to defendant Yogupicio, the sentences on counts 2 and 3 are vacated and the matter is remanded for resentencing with directions to the trial court to exercise its discretion in sentencing Yogupicio to concurrent or consecutive sentences as between those two counts only. The trial court's order sentencing defendant Yogupicio to the consecutive sentence between count 1 and one count of resisting an executive officer is affirmed. In all other respects, the judgment as to defendant Yogupicio is affirmed. As to defendant Villanueva, the judgment is affirmed.

Chavez, J.

We concur: Boren, P.J.
 Doi Todd, J.

[illegible]

The judgment is affirmed.

Chavez, J.

We concur: Boren, P.J.
 Ashmann-Gerst, J.

March 11, 2010 (Continued)

DIVISION THREE

B207067 People (Not for Publication)
v.
Rocco Banich

The judgment is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Aldrich, J.

B212470 California School Employees Assoc., et al. (Certified for Publication)
v.
Torrance Unified School District, et al.

The judgment is affirmed. The district is awarded costs on appeal.

Kitching, J.

We concur: Klein, P.J.
Croskey, J.

DIVISION FOUR

B211179 People v. Rojas (Not for Publication)

The judgment is affirmed.

Epstein, P.J.

We concur: Manella, J.
Suzukawa, J.

DIVISION FOUR (continued)

B213489 Freedman (Certified for Publication)
v.
Brutzkus, et al.

We affirm the judgment. Respondents to have their costs on appeal.

Epstein, P.J.

We concur: Manella, J.
 Suzukawa, J.

DIVISION FIVE

B216895 Alexander Sandez (Not for Publication)
v.
R2D2, et al.

The judgment is affirmed. Respondent(s) to recover costs.

Weisman, J. (Assigned)

We concur: Armstrong, Acting P.J.
 Mosk, J.

B215381 Mark Christensen (Not for Publication)
v.
Eddie Goodwin

The portion of the restraining order protecting Sara Christensen is reversed.
In all other respects, the order is affirmed. Parties shall bear their own costs
on appeal.

Kriegler, J.

We concur: Armstrong, Acting P.J.
 Weisman, J. (Assigned)

DIVISION FIVE (continued)

B219049 Los Angeles County, D.C.F.S. (Not for Publication)
v.
V.R.

The judgment is affirmed.

Weisman, J. (Assigned)

We concur: Armstrong, Acting P.J.
Kriegler, J.

B218501 People (Not for Publication)
v.
James D. Zeller

The judgment is affirmed.

Armstrong, Acting P.J.

We concur: Kriegler, J.
Weisman, J. (Assigned)

B195197 People (Certified for Publication)
v.
Reyes Concha, et al.

The first degree murder conviction of each defendant is affirmed. As we previously held, the abstracts of judgment shall be modified to reflect that Hernandez was sentenced to seven years to life on Count 2, doubled to 14 years based on the prior strike conviction, and that Concha was sentenced to seven years to life on Count 2. As we also previously held, the abstracts shall also be corrected to reflect that Hernandez received 496 days of custody credit and that Concha received 489 days of custody credit. In all other respects, the judgments of conviction are affirmed.

Mosk, J.

We concur: Armstrong, Acting P.J.
Weisman, J. (Assigned)

March 11, 2010 (Continued)

DIVISION FIVE (continued)

B206971 People
 v.
 Paul Marentez

Filed order denying petition for rehearing.

DIVISION SIX

Court convened at 1:30 p.m.

Present: Gilbert, P.J., Yegan, J., Coffee, J., Perren, J., P. McGill, Chief Deputy Clerk and G. Bents, Senior Deputy Clerk.

Each of the following:

B212552 People v. McDonald
B212692 People v. Diaz
B212717 People v. Pointer
B213827 People v. Jabaroghli
B214705 People v. Lindsey
B215207 People v. Finnegan
B215322 People v. Coulson
B216448 People v. Picart
B216544 People v. Monigan
B216697 People v. S.D.
B217017 People v. Offerman
B217747 People v. Zayer

Argument waived, cause submitted.

B213073 People
 v.
 Johnson

Merits:

Argued by Helen S. Irza for appellant and by Theresa A. Patterson, Deputy Attorney General, for respondent via video conference. Cause submitted.

DIVISION SIX (continued)

B208505 People
 v.
 Fells

Merits:

Argued by Joanna McKim for appellant via video conference and by Robert David Breton, Deputy Attorney General, for respondent via video conference. Cause submitted.

B220739 In re Loresch on Habeas Corpus

OSC:

Presented by Richard Darington Pfeiffer for petitioner and by Jennifer L. Heinisch, Deputy Attorney General, for respondent. Cause submitted.

B213944 People
 v.
 Friedeck

Merits:

Argued by Suzan E. Hier for appellant and by Blythe J. Leszkay, Deputy Attorney General, for respondent via video conference. Cause submitted.

B215163 People
 v.
 Paarmann

Merits:

Argued by Richard C. Gilman for appellant and by Viet H. Nguyen, Deputy Attorney General, for respondent via video conference. Cause submitted.

DIVISION SIX (continued)

B209966 People
 v.
 Cardoza

Merits:
Argued by Richard C. Gilman for appellant and by Robert S. Henry,
Deputy Attorney General, for respondent. Cause submitted.

B212882 People
 v.
 Barela

Merits:
Argued by Dan Mrotek for appellant and by Russell A. Lehman, Deputy
Attorney General, for respondent via video conference. Cause submitted.

Yegan, J. left the bench.

B217743 Shaffer
 v.
 Ventura County Superior Court
 (The People, r.p.i.)

OSC:
Presented by Anthony D. Zinnanti for petitioner and by Michelle J.
Contois, Deputy District Attorney, for real party in interest. Cause
submitted.

Yegan, J. returned to the bench.

Coffee, J. left the bench.

March 11, 2010 (Continued)

DIVISION SIX (continued)

B218574 In re Kurtzman on Habeas Corpus

Merits:

Argued by Linnea D. Piazza, Deputy Attorney General, for appellant and by Michael Satris for respondent. Cause submitted.

Court adjourned.

DIVISION SEVEN

Court convened at 9:00 a.m.

Present: Perluss, P.J., Woods, J., Zelon, J., Jackson, J. and Deborah Lee, Deputy Clerk.

Each of the following:

B210240 People v. Keating
B210365 People v. Joseph
B211151 People v. Brevard
B211382 People v. Brunelle
B211680 People v. Lorn, et al.
B212357 People v. Sajor-Reeder
B212809 People v. Real
B213675 People v. Folgar

Argument waived, cause submitted.

B206624 People
 v.
 Reed

Merits:

Argued by Nancy King for appellant and by William Shin, Deputy Attorney General for respondent. Cause submitted.

DIVISION SEVEN (continued)

B204009 People
 v.
 Mitchell

Merits:
Argued by Alex Coolman for appellant and by Douglas Wilson, Deputy Attorney General for respondent. Cause submitted.

B212089 People
 v.
 Hess

Merits:
Argued by Christina Lechman for appellant and by Robert Snider, Deputy Attorney General for respondent. Cause submitted.

B213001 People
 v.
 Mattox

Merits:
Argued by Laura Kelly for appellant and by Peggy Huang, Deputy Attorney General for respondent. Cause submitted.

Court calls 10:00 a.m. calendar.

Present: Perluss, P.J., Woods, J., Zelon, J., Jackson, J. and Deborah Lee, Deputy Clerk.

B204075 Barbara Maassen
 v.
 Marc Maassen

Merits:
Argued by appellant Barbara Maassen, in pro. per. and by Eric Reed for respondent. Cause submitted.

DIVISION SEVEN (continued)

B205984 John R. Davis, et al.
 v.
 Leslie Controls, Inc.
 Warren Pumps, LLC

Merits:

Argued by Paul Watford for appellant Leslie Controls, Inc., by Laurie Hepler for appellant Warren Pumps, LLC, and by Michael Gurien for respondents. Cause submitted.

Court recesses.

Court reconvened at 1:30 p.m.

Present: Perluss, P.J., Woods, J., Zelon, J., Jackson, J. and Deborah Lee, Deputy Clerk.

B213436 Jeff Mullins
 v.
 Calif. Horse Racing Board

Merits:

Argued by Karen Murphy for appellant and by Jerald Mosley, Deputy Attorney General for respondent. Cause submitted.

B213636 Frederick T. Scalzo, et al.
 v.
 Martin Scalzo, et al.

Merits:

Argued by Michael Studenka for appellants and by William Baker for respondents. Cause submitted.

DIVISION SEVEN (continued)

B213053 Clovis R. Duclos
 v.
 Marina Pacifica HOA

Merits:
Argued by Allen Ostergar for appellant and by Keenan Parker for
respondent. Cause submitted.

B214116 Clovis R. Duclos
 v.
 Marina Pacifica HOA

Merits:
Argued by Keenan Parker for appellant and by Allen Ostergar for
respondent. Cause submitted.

Court Adjourned.

DIVISION EIGHT

B215828 Los Angeles County, D.C.F.S. (Not for Publication)
 v.
 Frank H.,
 In re Ariana H., a Person Coming Under the Juvenile Court Law.

The judgment is affirmed.

Lichtman, J. (Assigned)

We concur: Rubin, Acting P.J.
 Flier, J.

March 11, 2010 (Continued)

DIVISION EIGHT (continued)

B214449 People (Not for Publication)
v.
Donnie Gregory

The judgment of the trial court is affirmed.

Lichtman, J. (Assigned)

We concur: Bigelow, P.J.
Flier, J.

B212339 Arthur Sluder (Not for Publication)
v.
Dian L. Rodriguez
Estate of Romeo Aristades Rodriguez, Deceased.

The judgment is affirmed. Respondent is to recover his costs on appeal.

Bigelow, P.J.

We concur: Flier, J.
Lichtman, J. (Assigned)